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OFFICE OF PETITIONS

In re Application of :
Yuichi Terui, et. al. :
Application No. 09/442,885 : **ON PETITION**
Filed: November 18, 1999 :
Attorney Docket No. FUJR 16.680 :

This is a decision on the petition under 37 CFR 1.137(b), filed November 9, 2004, to revive the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed April 9, 2004, which set a shortened statutory period for reply of three (3) months. A two (2) month extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the above-identified application became abandoned after midnight September 9, 2004.

In response, petitioner submitted with the instant petition an authorization to charge, the listed deposit account, \$1,370 for the petition to revive fee, and \$340 for the Notice of Appeal fee. As authorized, these fee have been charged to petitioner's deposit account.

The petition is **GRANTED**.

The two-month period for filing an appeal brief (accompanied by the fee required by 37 CFR 1.17(c)), runs from the date of this decision.

The application file is being forwarded to Technology Center 2611, to await receipt of the Appeal Brief.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.

Andrea Smith
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy